

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

In Re:) Case No: 17-32953
Brian Watson)
Debtor) Chapter: Chapter 13
)
) Judge: A. Benjamin Goldgar

NOTICE OF MOTION

To: Brian Watson, 4800 S Lake Park Ave. #1906, Chicago, IL, 60615
Marilyn O. Marshall, 224 S. Michigan Ave. #800, Chicago, IL, 60604
Office of the US Trustee, 219 S. Dearborn, Suite 873, Chicago, IL 60604
Illinois Student Assistance Commission, 1755 Lake Cook Rd., Deerfield, IL 60015
Attorney General of Illinois, 100 W. Randolph St., Chicago, IL 60601

SEE ATTACHED SERVICE LIST OF ALL CREDITORS

PLEASE TAKE NOTICE that on **April 28, 2020 at 1:30 p.m.** I shall appear before the Honorable Judge **A. Benjamin Goldgar** at 219 S. Dearborn St., Courtroom 642, Chicago IL 60604 and then and there present the attached **MOTION TO MODIFY CONFIRMED PLAN**, a copy of which is attached hereto. A party who objects to this motion and wants it called must file a Notice of Objection no later than two (2) business days before the presentment date. If a Notice of Objection is timely filed, the motion will be called on the presentment date. If no Notice of Objection is timely filed, the court may grant the motion without a hearing before the date of presentment.

By: /s/ David Kosk
David Kosk

CERTIFICATE OF SERVICE

I, David Kosk, hereby certify that I served a copy of this Notice along with the aforementioned document upon the above parties, by causing the same to be mailed in a properly addressed envelope, postage prepaid, for 55 E. Monroe, Suite 3400, Chicago, Illinois, on 4/7/2020.

By: /s/ David Kosk
David Kosk

Attorneys for the Debtors

Geraci Law L.L.C.
55 E. Monroe Street #3400
Chicago, Illinois 60603
(Ph): 312.332.1800 (Fax): 877.247.1960

ACS/Xenith Attn: Bankruptcy Dept. 501 Bleecker St Utica NY 13501	IRS Priority Debt Bankruptcy Dept. PO Box 7346 Philadelphia PA 19101
ALLY Financial Attn: Bankruptcy Dept. 200 Renaissance Ctr Detroit MI 48243	MiraMed Revenue Group Bankruptcy Department 360 E 22nd St Lombard IL 60148
Brightstar Financial 9725 NW 117th Ave #300 Miami FL 33178	Northwestern Mem. Phys. Group Bankruptcy Department 75 Remittance Dr., #1293 Chicago IL 60675
Capital One Bankruptcy Department PO Box 30285 Salt Lake City UT 84130	Northwestern Memorial Hospital Attn: Bankruptcy Dept. 251 E. Huron St. Chicago IL 60611
Blatt, Hasenmiller, Leibsler & Moore LLC Bankruptcy Dept. 10 S. LaSalle St. Ste 2200 Chicago IL 60603	Progressive Bankruptcy Dept. Dept 0561 Carol Stream IL 60132
Clerk, First Mun Div Bankruptcy Dept. 50 W. Washington St., Rm. 1001 Chicago IL 60602	Sprint Bankruptcy Dept. PO Box 7949 Overland Park KS 66207
Capitalone Attn: Bankruptcy Dept. 15000 Capital One Dr Richmond VA 23238	
Capitalone Attn: Bankruptcy Dept. Po Box 30253 Salt Lake City UT 84130	
Ccs Bankruptcy Dept. PO Box 55126 Boston MA 02205	
Credit ONE BANK NA Attn: Bankruptcy Dept. Po Box 98875 Las Vegas NV 89193	
First Premier BANK Attn: Bankruptcy Dept. 601 S Minnesota Ave Sioux Falls SD 57104	
Illinois Department of Revenue Bankruptcy Department PO Box 64338 Chicago IL 60664-0338	

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MOTION TO MODIFY CONFIRMED PLAN

NOW COMES the Debtor, Brian Watson (the “Debtor”), by and through his attorneys, Geraci Law L.L.C., to present his **MOTION TO MODIFY CONFIRMED PLAN**, and states as follows:

1. This Court has jurisdiction over this proceeding pursuant to 28 U.S.C. 1334 and this is a “core proceeding” under 28 U.S.C. 157(b)(2).
2. The Debtor filed his Petition for Relief and plan under Chapter 13 of the U.S. Bankruptcy Act on 11/02/2017.
3. The Debtor’s plan was confirmed by the Court on 03/13/2018.
4. On 12/15/2017, the Illinois Student Assistance Commission filed proof of claim 3-1 for \$59,158.38.
5. The debt owed to the Illinois Student Assistance Commission is a student loan that is currently in deferment. The Debtor prefers to deal with this debt directly outside of his Chapter 13 plan as a long term debt.
6. For the reasons stated above, it is necessary for the successful completion of the Debtor’s plan to modify Section G to stop payments to student loans.

order:

1. Modifying Section G to state, "No claims shall be paid to the Illinois Student Assistance Commission their successors or assignees, or for any other student loans as such student loans are currently in deferment and shall be handled directly as long-term debt."
2. Any other relief the court deems proper.

By: /s/ David Kosk
David Kosk

Attorneys for the Debtor

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Chicago, Illinois 60603
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